

**IN THE UNITED STATES DISTRICT COURT FOR THE
WESTERN DISTRICT OF TEXAS
WACO DIVISION**

STEPHEN MELLGREN

Plaintiff,

V.

**SELECT PORTFOLIO SERVICING, INC.,
AS MORTGAGE SERVICER FOR U.S.
BANK NATIONAL ASSOCIATION, AS
TRUSTEE, SUCCESSOR IN INTEREST
TO WACHOVIA, N.A. AS TRUSTEE FOR
CHASE MORTGAGE FINANCE TRUST
SERIES 2005-A,**

Defendant.

[illegible]

CASE NO. 6:19-CV-00702-ADA-JCM

ORDER

Came on this day to be considered the above matter. In light of the COVID-19 pandemic, the Docket Control Conference in this matter is **CANCELED AND WILL NOT BE RESET.**

The Court has reviewed the parties' requested scheduling dates and will enter a scheduling order that accommodates those dates where possible; this order will be entered as soon as possible, likely by the week's end. The Court would also like to relay the following to the parties:

- 1. Please be sure to track the language of Local Rule CV-7. This rule modifies the response deadline for non-dispositive motions from 14 days to 7 days; it also allows the Court to grant motions where responses are untimely. Additionally, CV-7 requires that all motions be titled "Opposed" or "Unopposed" and include a certificate of conference.
- 2. Judge Manske is available as a free mediator for the matters before the Court. Please contact the Court if this potential solution is of interest to you. **Please note that, for the time being, no mediations will be set until pandemic conditions abate.**

- 3. The Court has recently faced a spate of discovery objections that do not track the 2015 amendments to the Federal Rules. Please remember that boilerplate objections are unacceptable.
- 4. In addition to tracking the 2015 amendments to the Federal Rules, be sure to note the condition precedent in the Docket Control Order in this matter that requires a telephonic conference before filing a motion to compel.
- 5. Judge Manske is available during depositions if you feel a deponent is being evasive or his or her respective counsel is improperly objecting or invoking privilege. Please call the Court if this is happening; Judge Manske will resolve the matter and admonish the deponent to respond appropriately.
- 6. Judge Manske and Judge Albright are not opposed to counsel contacting their respective law clerks for matters of preference or non-substantive matters. Both Judges' clerks are well-trained on what is or isn't a substantive matter and will refuse to communicate in an ex-parte manner on any substantive matters.

The Court encourages parties to work together at this time to handle the disruption to the status quo.

SIGNED this 17th day of March, 2020.



JEFFREY C. MANSKE
UNITED STATES MAGISTRATE JUDGE